IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

MONDAY, THE TWENTY THIRD DAY OF AUGUST
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE B.PRAKASH RAO

-

WRIT PETITION NO : 3958 of 2004

Between:

Toleti Venkata Swamy Naidu s/o Venkata Ratnam,R/o K. Yenugupalli Post and Village P. Gannavaram Mandal East Godavari District

..... PETITIONER

AND

1 The Government of A.P., rep by District Cooperative Officer, Kakinada
2 The Deputy Registrar of Cooperative Society, Amalapuram East Godavri District
3 The Primary Agricultural Cooperative Credit Society, Yenugupalli, P. Gannavaram Mandal, East Godavari District

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue an order direction or Writ particularly one in the nature of Writ of Certiorari after calling for the records in proceedings claim No. 80/2003-04 on the file of the Deputy Registrar of Cooperative Societies, Amalapuram quash the proceedings dt 21-1-2004 as illegal and without jurisdiction (ii) declare that the proceedings initiated by the Second respondent against the petitioner under Section 73 of the Act in CEP No. 80/2003-04 are wholly illegal and without jurisdiction and other order or orders in the interest of justice

Counsel for the Petitioner: MR.G.VIDYASAGAR

Counsel for the Respondent No.: GP FOR COOPERATION

The Court made the following :

ORDER:

Heard both sides.

It is represented by the counsel on either side that the impugned proceedings have already been set aside at the instance of different persons as per the order in W.P.No. 4104 of 2003 dated 28-04-2003.

Following the above, the writ petition is accordingly allowed and the impugned proceedings are set aside.

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B. PRAKASH RAO, J

Date: 23-8-2004

Kvrk

To

1 The District Cooperative Officer, Government of A.P., Kakinada
2 The Deputy Registrar of Cooperative Society, Amalapuram East Godavri District
3 The Primary Agricultural Cooperative Credit Society, Yenugupalli, P. Gannavaram Mandal, East Godavari District

4. Two copies to the G.P For Co-operation, High Court Bldgs,.Hyd.(OUT)

5. Two CD copies.